

Fill in this information to identify your case:

United States Bankruptcy Court for the:

DISTRICT OF OREGON

Case number (if known) Chapter 11

☐ Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/19

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name	Wall to Wall Tile & Stone-Oregon LLC	
2. All other names debtor used in the last 8 years Include any assumed names, trade names and doing business as names		
3. Debtor's federal Employer Identification Number (EIN)	81-3461863	
4. Debtor's address	Principal place of business 1500 D Street Vancouver, WA 98663-4390 Number, Street, City, State & ZIP Code Clark County	Mailing address, if different from principal place of business P.O. Box, Number, Street, City, State & ZIP Code Location of principal assets, if different from principal place of business 126 NE Emerson Ave. Bend, OR 97701 Number, Street, City, State & ZIP Code
5. Debtor's website (URL)	http://walltowallcountertops.com/	
6. Type of debtor	<input checked="" type="checkbox"/> Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP)) <input type="checkbox"/> Partnership (excluding LLP) <input type="checkbox"/> Other. Specify:	

7. Describe debtor's business

A. Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
☐ Railroad (as defined in 11 U.S.C. § 101(44))
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
☒ None of the above

B. Check all that apply

- ☐ Tax-exempt entity (as described in 26 U.S.C. §501)
☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
☐ Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

*C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.*

2389

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- ☐ Chapter 7
☐ Chapter 9

☒ Chapter 11. *Check all that apply:*

- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,725,625 (amount subject to adjustment on 4/01/22 and every 3 years after that).
☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
☐ A plan is being filed with this petition.
☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

- ☒ No.
☐ Yes.

If more than 2 cases, attach a separate list.

District	_____	When	_____	Case number	_____
District	_____	When	_____	Case number	_____

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

- ☐ No
☒ Yes.

List all cases. If more than 1, attach a separate list

Debtor	<u>See Attachment</u>	Relationship	_____
District	_____	When	_____
		Case number, if known	_____

11. Why is the case filed in this district?*Check all that apply:*

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?☒ No☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.**Why does the property need immediate attention?** (*Check all that apply.*)☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard? _____

☐ It needs to be physically secured or protected from the weather.☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).☐ Other _____**Where is the property?** _____

Number, Street, City, State & ZIP Code

Is the property insured?☐ No☐ Yes. Insurance agency _____

Contact name _____

Phone _____

Statistical and administrative information**13. Debtor's estimation of available funds***Check one:*

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors☒ 1-49☐ 50-99☐ 100-199☐ 200-999☐ 1,000-5,000☐ 5001-10,000☐ 10,001-25,000☐ 25,001-50,000☐ 50,001-100,000☐ More than 100,000**15. Estimated Assets**☐ \$0 - \$50,000☐ \$50,001 - \$100,000☒ \$100,001 - \$500,000☐ \$500,001 - \$1 million☐ \$1,000,001 - \$10 million☐ \$10,000,001 - \$50 million☐ \$50,000,001 - \$100 million☐ \$100,000,001 - \$500 million☐ \$500,000,001 - \$1 billion☐ \$1,000,000,001 - \$10 billion☐ \$10,000,000,001 - \$50 billion☐ More than \$50 billion**16. Estimated liabilities**☐ \$0 - \$50,000☐ \$50,001 - \$100,000☐ \$100,001 - \$500,000☐ \$500,001 - \$1 million☐ \$1,000,001 - \$10 million☒ \$10,000,001 - \$50 million☐ \$50,000,001 - \$100 million☐ \$100,000,001 - \$500 million☐ \$500,000,001 - \$1 billion☐ \$1,000,000,001 - \$10 billion☐ \$10,000,000,001 - \$50 billion☐ More than \$50 billion

Debtor **Wall to Wall Tile & Stone-Oregon LLC**
Name

Case number (if known)

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature
of authorized
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **July 16, 2019**
MM / DD / YYYY

X /s/ Tyler Kruckenberg
Signature of authorized representative of debtor

Title **Managing Member**

Tyler Kruckenberg
Printed name

18. Signature of attorney

X /s/ Timothy J. Conway
Signature of attorney for debtor

Date **July 16, 2019**
MM / DD / YYYY

Timothy J. Conway 851752
Printed name

Tonkon Torp LLP
Firm name

**1600 Pioneer Tower
888 SW Fifth Ave
Portland, OR 97204-2099**
Number, Street, City, State & ZIP Code

Contact phone **503-221-1440** Email address **tim.conway@tonkon.com**

851752 OR
Bar number and State

Debtor **Wall to Wall Tile & Stone-Oregon LLC**
Name

Case number (if known)

Fill in this information to identify your case:

United States Bankruptcy Court for the:

DISTRICT OF OREGON

Case number (if known) Chapter **11**

☐ Check if this an amended filing

FORM 201. VOLUNTARY PETITION
Pending Bankruptcy Cases Attachment

Debtor	Wall to Wall Tile & Stone, LLC	Relationship to you	Affiliate
District	Oregon	When	7/16/19
Case number, if known			
Debtor	Wall to Wall Tile & Stone-Idaho, LLC	Relationship to you	Affiliate
District	Oregon	When	7/16/19
Case number, if known			

1 Albert N. Kennedy, OSB No. 821429 (Lead Attorney)
Direct Dial: 503.802.2013
2 Facsimile: 503.972.3713
E-Mail: albert.kennedy@tonkon.com
3 Timothy J. Conway, OSB No. 851752
Direct Dial: (503) 802-2027
4 Facsimile: (503) 972-3727
E-Mail: tim.conway@tonkon.com
5 Michael W. Fletcher, OSB No. 010448
Direct Dial: (503) 802-2169
6 Facsimile: (503) 972-3867
E-Mail: michael.fletcher@tonkon.com
7 Ava L. Schoen, OSB No. 044072
Direct Dial: (503) 802-2143
8 Facsimile: (503) 972-3843
E-Mail: ava.schoen@tonkon.com
9 TONKON TORP LLP
888 SW Fifth Avenue, Suite 1600
10 Portland, OR 97204-2099

11 Attorneys for Debtors
12

13 UNITED STATES BANKRUPTCY COURT
14 DISTRICT OF OREGON

15 In re	Case No.
16 Wall to Wall Tile & Stone-Oregon LLC, an	
17 Oregon limited liability company,	
18 Debtor.	

19 In re	Case No.
20 Wall to Wall Tile & Stone, LLC, a	
21 Washington limited liability company,	
22 Debtor.	

23 In re	Case No.
24 Wall to Wall Tile & Stone-Idaho LLC, an	
25 Idaho limited liability company,	
26 Debtor.	

**DISCLOSURE OF COMPENSATION
OF ATTORNEYS FOR DEBTOR
PURSUANT TO RULE 2016(b)**

1 Tonkon Torp LLP ("Tonkon"), pursuant to Bankruptcy Rule 2016(b), states
2 that:

3 1. Tonkon has been engaged by Debtors herein to act as their general
4 bankruptcy counsel in this case.

5 2. In the 12 months preceding the filing of this Chapter 11 case, Tonkon
6 received from Wall to Wall Tile & Stone, LLC, as set forth in its Rule 2014 Verified
7 Statement for Proposed Professional, total payments of \$89,400.25 (which includes filing
8 fees) plus a \$100,000 retainer which is held in Tonkon's trust account.

9 3. The filing fee for commencing this Chapter 11 case will be paid in full.

10 4. The payments to be made by Debtors to Tonkon for legal services,
11 filing fees, and costs incurred in or in connection with this case will be from Debtors and
12 from property of the bankruptcy estates. Tonkon has not shared or agreed to share with any
13 person, other than its members, any compensation paid or to be paid.

14 DATED this 16th day of July, 2019.

15 TONKON TORP LLP

16
17 By /s/ Timothy J. Conway

18 Albert N. Kennedy, OSB NO. 821429

19 Timothy J. Conway, OSB No. 851752

20 Michael W. Fletcher, OSB No. 010448

21 Ava L. Schoen, OSB No. 044072

22 Attorneys for Debtors

23
24
25
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040202/00003/10185266v1

Fill in this information to identify the case:

Debtor name **Wall to Wall Tile & Stone-Oregon LLC**
 United States Bankruptcy Court for the: **DISTRICT OF OREGON**
 Case number (if known): _____

☐ Check if this is an
 amended filing

Official Form 204
Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders
12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Cosmos Granite (West), LLC c/o Susman Godfrey LLP Attn: Rachel S. Black 1201 Third Ave. #3800 Seattle, WA 98101	Rachel S. Black 206-516-3880 rblack@susmango.com	Judgment				\$4,500,000.00
Cosentino 355 Alhambra Circle, Ste. 1000 Coral Gables, FL 33134	786-686-5060 karaf@cosentino.com	Material supplier				\$943,971.93
Batholite Natural Stone 302 Wellspring Ct. Hockessin, DE 19707	Harisha Koya 302-234-4448	Material supplier				\$688,849.17
Loyalty Enterprise Development (Xinyang) Co., Ltd. c/o Green & Norwood PLLC Attn: Matthew Green 2722 Eastlake Ave E, #350 Seattle, WA 98102	Matthew Green 206-420-3486 matt@gnlawseattle.com	Breach of Contract claim	Disputed			\$583,930.33
Fortuna Granitos Corp 12614 Torbay Dr. Boca Raton, FL 33428	561-945-6372 roger@fortunagranitos.com	Material supplier				\$541,267.71
Caesarstone POB 603791 Charlotte, NC 28260-3791	980-960-2940	Material supplier				\$505,360.53

Debtor **Wall to Wall Tile & Stone-Oregon LLC**
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
American Express POB 650448 Dallas, TX 75265-0448	206-516-3880	Credit card services				\$372,542.82
Washington State Dept of Labor & Industr POB 44000 Olympia, WA 98504-4000	360-902-5800	Workers Compensation Insurance				\$281,771.43
MS International, Inc. 5930 4th Ave. S. Seattle, WA 98108	206-268-9200	Material supplier				\$166,180.38
Columbia Bank 1301 A St. #100 Tacoma, WA 98402	253-305-1940	Credit card services				\$151,931.83
Daltile Attn: Bankruptcy Dept. 7834 C F Hawn Fwy Dallas, TX 75217	jennifer.bliss@daltile.com	Material supplier				\$113,999.02
Carson Oil POB 6030 Portland, OR 97210	503-224-8500 info@carsonoil.com	Vehicle services				\$98,649.56
Pental Granite & Marble 3900 A Industry Drive E Fife, WA 98424	Mary Beth Ellis 253-344-5150 marybethe@agmgranite	Material supplier				\$92,996.30
Granquartz POB 1767 3950 Steve Reynolds Blvd Norcross, GA 30093	Tammy Doss 770-621-5213 tdoss@granquartz.com	Trade debt				\$83,177.84
Heffernan Insurance Brokers POB 4006 Walnut Creek, CA 94596	925-934-8500	Insurance services				\$77,342.00
Stone Profit Systems, Inc U.S. Marketing & Sales Office 1629 N. Ashland Chicago, IL60622	773-276-6000 dylan@stoneprofits.com	Software services				\$73,942.50
Bedrosians Tile & Stone 4460 W. Shaw Ave, #197 Fresno, CA 93722	Gerard, credit dept. 559-275-9990 gerard.credit@bedrosians.com	Material supplier				\$66,683.76

Debtor **Wall to Wall Tile & Stone-Oregon LLC**
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Lackmond Products POB 2045 Kennesaw, GA 30156	770-919-2100 rmathis@lackmond.com	Tools				\$59,451.67
Resolution Strategies LLP 515 NW Saltzman Rd. #909 Portland, OR 97229	503-226-2800 admin@rslp.us	Legal services				\$58,400.54
Ferguson Enterprises, Inc. ATTN: Credit Dept. 2250 N. Columbia Blvd. Portland, OR 97217	503-283-333 nwdistrict.admin@ferguson.com	Supplies vendor				\$41,002.46

Fill in this information to identify the case:

Debtor name Wall to Wall Tile & Stone-Oregon LLC

United States Bankruptcy Court for the: DISTRICT OF OREGON

Case number (if known) _____

☐ Check if this is an amended filing

Official Form 202

Declaration Under Penalty of Perjury for Non-Individual Debtors

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☐ *Schedule A/B: Assets—Real and Personal Property* (Official Form 206A/B)
- ☐ *Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 206D)
- ☐ *Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 206E/F)
- ☐ *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G)
- ☐ *Schedule H: Codebtors* (Official Form 206H)
- ☐ *Summary of Assets and Liabilities for Non-Individuals* (Official Form 206Sum)
- ☐ *Amended Schedule*
- ☒ *Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders* (Official Form 204)
- ☐ Other document that requires a declaration _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 16, 2019

X /s/ Tyler Kruckenberg

Signature of individual signing on behalf of debtor

Tyler Kruckenberg

Printed name

Managing Member

Position or relationship to debtor

1 Albert N. Kennedy, OSB No. 821429 (Lead Attorney)

Direct Dial: 503.802.2013

2 Facsimile: 503.972.3713

E-Mail: albert.kennedy@tonkon.com

3 Timothy J. Conway, OSB No. 851752

Direct Dial: (503) 802-2027

4 Facsimile: (503) 972-3727

E-Mail: tim.conway@tonkon.com

5 Michael W. Fletcher, OSB No. 010448

Direct Dial: (503) 802-2169

6 Facsimile: (503) 972-3867

E-Mail: michael.fletcher@tonkon.com

7 Ava L. Schoen, OSB No. 044072

Direct Dial: (503) 802-2143

8 Facsimile: (503) 972-3843

E-Mail: ava.schoen@tonkon.com

9 TONKON TORP LLP

888 SW Fifth Avenue, Suite 1600

10 Portland, OR 97204-2099

11 Attorneys for Debtor

13 UNITED STATES BANKRUPTCY COURT

14 DISTRICT OF OREGON

15 In re

Case No.

16 Wall to Wall Tile & Stone-Oregon LLC, an
17 Oregon limited liability company,

18 Debtor.

**CERTIFICATE OF SERVICE OF LIST
OF CREDITORS HOLDING 20
LARGEST UNSECURED CLAIMS ON
THE U.S. TRUSTEE**

19 I hereby certify that I served (1) a copy of the List of Creditors Holding 20
20 Largest Unsecured Claims; (2) address mailing labels for Debtor, Debtor's attorney, and a
21 contact person for each creditor on the list; and (3) this Certificate of Service, on the U.S.
22 Trustee at 620 SW Main Street, Room 213, Portland, Oregon 97205, by mailing copies

23 * * *

24 * * *

25 * * *

26 * * *

1 thereof to the address set forth and depositing in the U.S. mail at Portland, Oregon on July
2 16, 2019.

3 DATED this 16th day of July, 2019.

4 TONKON TORP LLP

5
6 By /s/ Timothy J. Conway

7 Albert N. Kennedy, OSB NO. 821429

8 Timothy J. Conway, OSB No. 851752

9 Michael W. Fletcher, OSB No. 010448

10 Ava L. Schoen, OSB No. 044072

11 Attorneys for Debtor

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10 040202/00003/10143956v1